

United States District Court

EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

JOHN DAVID KENNEMER, # 2197180

§ Civil Action No. 4:20-CV-80

v.

§ (Judge Schell/Judge Nowak)

DENTON COUNTY, ET AL.

§

§

**MEMORANDUM ADOPTING REPORT AND
RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the report of the United States Magistrate Judge in this action, this matter having been heretofore referred to the Magistrate Judge pursuant to 28 U.S.C. § 636 (Dkt. #3). On April 7, 2021, this case was transferred to the undersigned (Dkt. #26). On March 1, 2023, the report of the Magistrate Judge (Dkt. #82) was entered containing proposed findings of fact and recommendations that Defendant Denton County, Texas's Second Motion to Dismiss Plaintiff's First Amended Complaint (Dkt. #73) should be granted and *pro se* Plaintiff John David Kennemer's claims against Denton County and any remaining Defendants be dismissed with prejudice. Having received the report of the Magistrate Judge, and no objections thereto having been timely filed to this report and recommendation, the court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the Magistrate Judge's report as the findings and conclusions of the court.

It is therefore **ORDERED** that Defendant Denton County, Texas's Second Motion to Dismiss Plaintiff's First Amended Complaint (Dkt. #73) is **GRANTED**. Plaintiff John David Kennemer's claims against Defendants Denton County and all other remaining Defendants are **DISMISSED WITH PREJUDICE**.

IT IS SO ORDERED.
SIGNED this the 20th day of March, 2023.


RICHARD A. SCHELL
UNITED STATES DISTRICT JUDGE